IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1761 OF 2004

IN

SUIT NO.1621 OF 2004

Asian Paints (I) Ltd. Employees Gratuity Fund and others ... Plaintiffs

v/s

Madhya Pradesh State Industrial Development Corporation ... Defendants

Mr Zal Andhyarujina with Ms Cynthia Pereira i/b M/s Rajani Associates for Plaintiffs.

None for Defendants.

CORAM : D.K.DESHMUKH J.

DATE : 15TH APRIL 2005

P.C.: -

1. This is a notice of motion taken out by the plaintiffs. The plaintiffs have filed affidavit of service. The defendants are not appearing. Heard the learned counsel for plaintiffs. Perused the record, particularly the letter dated 17th May 2003 from the defendants wherein the defendants have admitted the liability. In my opinion, considering that the amount is to be given to the employees of Asian Paints (I) Ltd. and clear admission of the defendants contained in the letter at Exh.'H' to the plaint, notice of motion is granted in terms of prayer clause (a). As a result of grant of relief in terms of prayer clause (a), the suit itself stands decreed and disposed off. Office to treat the suit as disposed off.

. Parties to act on the copy of this order duly authenticated by the Associate / Personal Secretary as true copy.

. Certified copy expedited.